

## **NOTICE**

You have been named as the father of the child(ren) named in the attached legal Notice. It is important that you read all of the attached documents very carefully to find out when and how you should respond to this legal action.

If you do not think you are the father of the child(ren) listed in the Notice, you should ask for genetic testing. You will not have to pay for the genetic testing unless you are later found to be the father of the child(ren). If you have any questions, call the child support office listed below.

## **NOTIFICACIÓN**

Has sido nombrado como padre del niño(s) cuyos nombres aparecen en las Notificación Legal adjunta. Es importante que leas todo los documentos adjuntos con sumo cuidado y enterarte de donde y cuando deberás responder a esta acción legal.

Si tu no crees ser el padre del niño(s) enumerados en la Notificación, deberás pedir una prueba genética. No tendrás que pagar por esta prueba genética a menos que después se encuentre que tu eres el padre del niño(s). Si tienes preguntas, llamar al Child Support Office que aparece al calce.

## **THÔNG CÁO**

**Đơn Vị Đòi Tiền Cấp Dưỡng Cho Con ( The Child Support Recovery Unit ) bắt đầu thừa kiện để xác minh cho việc cấp dưỡng cho con (các con) có tên trong bản Thông Cáo về luật pháp đính kèm. Rất là quan trọng rằng bạn đọc rất cẩn thận hết tất cả những tài liệu đính kèm để tìm ra khi nào và cách nào bạn phải trả lời về việc thừa kiện này.**

**Sự thiếu sót cung cấp tin tức đòi hỏi có thể đưa đến kết quả của sự bắt buộc cấp dưỡng dựa trên tin tức có thể có được và có thể không dựa trên căn bản tiền lương (lợi tức) có thật. Nếu bạn có bất cứ câu hỏi nào bạn hãy gọi văn phòng cấp dưỡng cho con liệt kê dưới đây.**

Case Number: \_\_\_\_\_

## COVER LETTER

This is a legal action that could result in a court order requiring you to pay child support and medical support for the child or children named in this notice.

**IF YOU ARE NOT SURE YOU ARE THE FATHER, ASK FOR GENETIC TESTING WITHIN 20 DAYS AFTER YOU RECEIVE THESE PAPERS.** See the following Notice for more information about genetic testing and an explanation of your rights.

If you are sure you are the father and you are not requesting genetic testing, please read the enclosed packet of information for an explanation of your rights.

Complete the enclosed financial statement and return it to the office listed below within 10 days after you receive these papers.

### Request For Genetic Testing

CSC # \_\_\_\_\_

Name \_\_\_\_\_

I am not sure that I am the father and request genetic testing.

Put an "X" in the box to indicate the children for whom you are requesting genetic testing.

Child's Name           

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

If you want to ask for genetic testing, complete this form and return it within 20 days to:  
Child Support Recovery Unit

\_\_\_\_\_

\_\_\_\_\_

Fax: \_\_\_\_\_

**Notice to Alleged Father of Intent to Establish Paternity  
 and Support**

**Child Support Recovery Unit  
 Iowa Department of Human Services**

Alleged Father: \_\_\_\_\_  
 Mother: \_\_\_\_\_  
 Caretaker: \_\_\_\_\_  
 Dependents: \_\_\_\_\_

Docket No. \_\_\_\_\_  
 County: \_\_\_\_\_  
 CSC No. \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 Date Prepared: \_\_\_\_\_

It is important that you read this notice. You have been named by \_\_\_\_\_ in the attached Mother's Written Statement Alleging Paternity<sup>1</sup> as the possible biological father of the following children:

<i>Child's Name</i>	<i>Date of Birth</i>

The Child Support Recovery Unit (the Unit) is beginning an action to establish paternity. Iowa Code chapters 252F and 252E give the Unit the authority to establish paternity,  child support,  and medical support obligations.<sup>2</sup> The Unit has personal jurisdiction over you.<sup>3</sup> Entry of a paternity  and support order in Iowa will not violate 28 USC section 1738B.<sup>4</sup>

If you are determined to be the child(ren)'s legal father, the Unit intends to enter an order establishing paternity and support. The Unit intends to establish a support order requiring you to provide support as follows:

- Child Support** The Unit intends to create an order requiring you to pay ongoing monthly child support.
- Accrued Support** The Unit intends to create an order requiring you to pay accrued support.
- Medical Support** The Unit intends to create an order requiring you to provide medical support, according to Chapter 252E<sup>5</sup>.

The amount of the obligations will be set in accordance with the Child Support Guidelines under Iowa Code sections 598.21(4) and 252B.7A. Options available to the Unit for determining parents' income are explained in the REQUEST FOR FINANCIAL STATEMENT sent with this notice. If you fail to provide information and verification of financial circumstances the Unit will enter a support order that is not based on your actual income. Entry of this order does not prohibit any caretaker or the Unit from seeking current, accrued, and/or medical support by any legal method, without showing a substantial change of circumstances. If an order for medical or current support is entered, you will also be responsible for a proportionate share of uncovered medical expenses.

You may be required to attend a parenting class.<sup>6</sup>

**Right to Challenge** You have the right to challenge this notice by contesting paternity, requesting a conference, and/or requesting a court hearing.

**Contesting Paternity** You have 20 days from the date you were served this notice to contest paternity. **To contest paternity send a written denial of paternity to the Unit.** If you contest paternity, the Unit will issue an order for genetic testing to determine parentage. The order will be mailed to you at your last known address<sup>7</sup>. If you do not appear for genetic tests, an order will be entered finding you to be the father of the child(ren) named in this notice  and requiring you to provide support.

If you contest paternity and genetic tests are done, the Unit will send a copy of the test results to you.<sup>8</sup> If you disagree with the test results, you will have another *20 days* from the date of mailing of the test results to challenge them.

You must complete and return the enclosed FINANCIAL STATEMENT within **10 days** of the date you were served with this notice<sup>9</sup>.

**Requesting a Conference** You have *10 days from the date you were served with this notice to request a conference* to discuss or contest the provisions of this notice with the Unit. *To ask for a conference, send a written request to the Unit.* If you are contesting paternity, state that in your written request. In that case, the Unit will not schedule a conference until after genetic tests have been done. You will have another chance to ask for a conference after the Unit mails you the genetic test results.

When the Unit gets your request for a conference, the Unit will notify you of the date, time, and location of the conference. After the conference, the Unit will give you or send you a new written notice showing the results of the conference. It will also include changes that may have occurred. That notice is called the Second Notice of Intent to Establish Paternity.

If you ask for a conference but are dissatisfied with the results of the conference, you may ask for a court hearing **within 10 days** after the Unit issues the second notice.

**Requesting a Court Hearing** *You may ask for a court hearing by sending a written request to the Unit by the latest of the following dates:*

- *Within 20 days* from the date of service of this notice; or
- *Within 10 days* from the date of the conference, if you request one; or
- *Within 10 days* from the date of issuance of the Second Notice of Intent to Establish Paternity (and Support); or
- *Within 20 days from the date the genetic test results* are mailed to you, if genetic tests were conducted.

If you do not contest paternity or ask for a conference, but you do want a court hearing about support, send a written request for a court hearing about support to the Unit *within 20 days* of the date you were served with this notice.

After genetic tests are done and you do not challenge the test results or deny paternity but you object to child and/or medical support, send a written request for a court hearing to the Unit *within 20 days* of the date the genetic test results were mailed to you. In your written request, you must state that you want a court hearing about support.

To request a court hearing send a written request to the Unit, include any objections you have to the allegation of paternity

and support debt. The Unit will schedule a hearing after receiving your request. However, if you contest paternity, the Unit will **not** schedule a court hearing until genetic tests have been done.

## NOTICES

**If You Take No Action in Response to this Notice** **If you do not respond by asking for a conference, a court hearing, or denying paternity within the time limits listed above, the Unit will enter an order finding you to be the father of the child(ren) named above  and setting an amount of support.** Before the Unit enters this order, the Unit will give you or send you a worksheet showing how the amount of support was calculated.

If an administrative order is entered finding you to be the father of the child(ren) and requiring you to pay support, your property will be subject to collection action including, but not limited to, income withholding, garnishment, attachment of a lien, administrative levy of accounts, income tax setoff, and any other collection action allowed by law.

It is your responsibility to notify the Unit that sent you this notice of any change in your address or employment.

**Cost of Action** If you are the father of the above children you will be required to pay the cost of this action, including the cost of genetic tests.

If you have any questions, you may visit or telephone the Unit or talk to a private attorney<sup>10</sup>.

**Waiver of Rights** You may waive your rights and the time limits to request a conference and court hearing. If you want to waive these rights, contact the Unit. The Unit will prepare an administrative order establishing paternity and, if appropriate, ordering support. The Unit will ask you to sign the order. Your signature on the order means that you were served with this notice and have waived your rights and time limits for requesting a conference and court hearing.

\_\_\_\_\_  
 CSRU Name  
 Child Support Recovery Unit  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Phone: \_\_\_\_\_  
 Copy to:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

- <sup>1</sup> The Mother's Written Statement Alleging Paternity or a similar statement signed by the mother.  
<sup>2</sup> The authority is further defined in 28 USC 1738B, chapter 252K, if applicable and 441 IAC 95,98,99.  
<sup>3</sup>  Notice of this child support action was personally served on the Respondent in Iowa and fulfilled all requirements of 252F.3
- because you lived in Iowa.
  - because you lived in Iowa with the child(ren) from approximately \_\_\_\_\_ through \_\_\_\_\_.
  - because you lived in Iowa with the child(ren) from approximately \_\_\_\_\_ through \_\_\_\_\_, and provided prenatal expenses or support for the child(ren).
  - because you caused the child(ren) to live in Iowa through the following actions:  
 \_\_\_\_\_
  - because you had sexual intercourse in Iowa with the other parent which may have resulted in the conception of the following child(ren):  
 \_\_\_\_\_

<i>Child</i>	<i>Time Period of Possible Conception</i>		
		through	

- because you claimed to be the other parent either through the declaration of paternity registry maintained by the Iowa Department of Public Health according to section 144.12A, or by completing a paternity affidavit according to section 252A.3A.
- because you have enough minimum contacts with the State of Iowa which are:  
 \_\_\_\_\_  
 \_\_\_\_\_

- <sup>4</sup>  The Unit is not aware of any separate action for child support, affecting you and the child(ren) in this action, which has started or which is pending in Iowa or another state.  
 A separate action for child support involving you and the same child(ren) has begun and the action is pending under Docket # \_\_\_\_\_ in the State of \_\_\_\_\_, \_\_\_\_\_ County. The Unit may continue, however, because this action complies with 28 USC section 1738B or chapter 252K.
- <sup>5</sup> You will be required to obtain an employment-related or other group health benefit plan for the dependent(s) if it is available to you when the order is entered or becomes available later. You may be required to provide some alternative or additional medical support, including a health benefit plan other than through an employer or other group, or a dollar amount for medical support.

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<sup>6</sup> This class must be approved by the Department of Human Services. Failure to provide proof of attendance to the Unit within 90 days of the entry of the order may result in modification of the support amount. Upon request of the Unit, you may be required to provide proof of continued compliance with this requirement.

<sup>7</sup> or, if applicable, the last known address of your attorney.

<sup>8</sup> The original copy of the genetic test results will be filed with the clerk of court.

<sup>9</sup> Even if you are contesting paternity, you must return the financial statement.

<sup>10</sup> If you choose to have an attorney, it will be at your own expense.